

AMENDMENT TO SURFACE AGREEMENT **BOOK 0683 PAGE 0253**

WHEREAS, heretofore, on the 26TH day of October, 2008, James J. Caveney and Karen Caveney, his wife, of 10 Woods Drive, Wheeling, WV 26003, as Grantor (whether one or more), did execute and deliver unto AB Resources LLC, 7000 S. Edgerton Rd, Suite 102, Brecksville, OH 44141, as Grantee a Surface Agreement (hereinafter "AGREEMENT") which was recorded in Deed Book 677, Page 635 in the Recorder of deeds Office in the County of Marshall, State of West Virginia, covering certain lands situated in Washington District, Marshall County, in the State of West Virginia.

Whereas, the parties to said "AGREEMENT" referenced herein now desire to *amend the "Surface Agreement" as hereinafter set forth;*

NOW, THEREFORE, BE IT KNOWN that in consideration of One Dollar (\$1.00) in hand received, the receipt and sufficiency of which is hereby acknowledged, the Grantor does hereby amend the above described "Agreement" by the **modification** of the following provision as to all the other terms, covenants and conditions therein contained:

Grantor and Grantee agree for the purpose of this Amendment that the "Agreement" should hereby be amended to state and include the following:

All that certain piece or parcel of land situate in Washington District, Marshall County, West Virginia, and being Parcel #14-13-7, #14-13-8, #14-13-10 & #14-11-15.

It is understood and agreed by all parties hereto that the provisions contained herein shall supersede any provisions to the contrary in the "Agreement" described herein; however, in all other respects, the "Agreement" and the prior provisions thereto, shall remain in full force and effect and each of the undersigned does hereby ratify and confirm such "Agreement".

FURTHER, the provisions hereof shall be binding upon the parties hereto, their respective heirs, legatees, devisees, personal representatives, successors and assigns.

EXECUTED this the 8th day of May, 2009, but to be effective for all purposes of the Surface Agreement as of October 26, 2008.

Witness:

Sam Miller

Grantor:

James J. Caveney
James J. Caveney

Sam Miller

Karen Caveney
Karen Caveney

Attest:

James J. Caveney

Grantee:

E. J. C. J. I.
AB Resources LLC

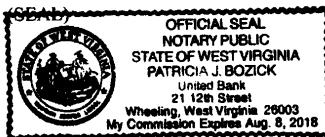
BY:

State of West Virginia :
County of Marshall :

On this the 8th day of May 2009, before me personally came James J. Caveney and Karen Caveney, his wife, who, being by me duly sworn did depose and say that they reside at 10 Woods Drive, Wheeling, WV 26003 and that they duly acknowledged to me that they signed their names to this Amendment to Surface Agreement.

IN WITNESS WHEREOF, I hereunto set my hand and official seal

My Commission Expires:



Notary Public

State of Ohio :
County of Cuyahoga :

On this the 26th day of June 2009, before me personally came Burton D. Jones who, being by me duly sworn, did depose and say that he is the Chief Executive Officer of AB Resources LLC, the Delaware limited liability company described in and who executed this Amendment To Surface Agreement, as Grantee, and he signed his name thereto by the requisite authority vested in him by said limited liability company.

IN WITNESS WHEREOF, I hereunto set my hand and official seal

My Commission Expires: 11-9-13

(SEAL)



Patricia A. Gill
Notary Public, State of Ohio
My Commission Expires
November 9, 2009

Notary Public

JAN PEST
MARSHALL County 11:39:19 AM
Instrument No 1271946
Date Recorded 07/16/2009
Document Type O&G
Book-Page 683-253
Recording Fee \$10.50
Additional \$6.00

This instrument prepared by:

Brendan J. McCarthy
TriEnergy Oil and Gas, Inc.
P.O. Box 89
412 Beaver Street, 2nd floor
Sewickley, PA 15143

Return Recorded Document To:
AB Resources LLC
6802 W. Snowville Road, Suite E
Brecksville, OH 44141

STATE OF WEST VIRGINIA, MARSHALL COUNTY, SCT.

I, JAN PEST, Clerk of the County Commission of said County, do hereby certify that the annexed writing, bearing date on the 26th day of October 2009, was presented for and by me, admitted to record in my office upon the above certificate as to the parties therein named this 16th day of July 2009 at 11:39 A.M.

TESTE: